

Senate File 513

AN ACT

RELATING TO AND MAKING APPROPRIATIONS FOR A PERIOD OF SHORT DURATION BEGINNING JULY 1, 2015, PROVIDING FOR RELATED LEGAL AND OTHER MATTERS, AND INCLUDING EFFECTIVE DATE AND RETROACTIVE APPLICABILITY PROVISIONS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. FISCAL YEAR 2015-2016 TEMPORARY APPROPRIATIONS.

1. APPROPRIATIONS DETERMINED FROM ENROLLED BILLS. The department of management, in consultation with the legislative services agency, shall determine the amount of all line item appropriations, standing limited appropriations, and standing unlimited appropriations otherwise limited by law, including appropriations from federal and nonstate funds, made for the

fiscal year beginning July 1, 2015, and ending June 30, 2016, by bills passed by both the senate and the house of representatives during the 2015 Regular Session of the Eighty-sixth General Assembly and enrolled for presentation to the governor, as affected by any applicable provision of law. The department of management, in consultation with the legislative services agency, shall also identify the entities to which such appropriations are so made.

2. TEMPORARY APPROPRIATIONS. There is appropriated from the appropriate state fund or account to the entities identified pursuant to subsection 1, for the period beginning July 1, 2015, and ending July 31, 2015, amounts, or so much thereof as is necessary, equal to one-twelfth of the amounts of all line item appropriations, standing limited appropriations, and standing unlimited appropriations otherwise limited by law, including federal and nonstate funds, made for the fiscal year beginning July 1, 2015, and ending June 30, 2016, as determined pursuant to subsection 1.

3. CARRYFORWARDS TEMPORARILY SUPPLANTED. The amounts appropriated under subsection 2 shall supplant, for only the period beginning July 1, 2015, and ending July 31, 2015, any appropriations carried forward from any previous fiscal year into the fiscal year beginning July 1, 2015, and ending June 30, 2016.

4. TEMPORARY APPROPRIATIONS CONSIDERED ALLOTMENTS OF FULL-YEAR APPROPRIATION. Upon the governor's approval of any enrolled bill, as passed by both the senate and the house of representatives during the 2015 Regular Session of the Eighty-sixth General Assembly, containing the same line item appropriations or limited standing appropriations for the fiscal year beginning July 1, 2015, and ending June 30, 2016, as made in the temporary appropriations under subsection 2, the amounts of the temporary appropriations shall be considered allotments of the line item appropriations or limited standing appropriations for the full fiscal year beginning July 1, 2015, and ending June 30, 2016.

Sec. 2. FISCAL YEAR 2015-2016 CONTINUING APPROPRIATIONS.

1. APPROPRIATIONS DETERMINED FROM 2014-2015 LINE ITEM AND LIMITED STANDING APPROPRIATIONS.

a. For all line item appropriations, standing limited appropriations, and standing unlimited appropriations otherwise limited by law, including appropriations from federal and nonstate funds, not included in bills passed by both the senate

and the house of representatives during the 2015 Regular Session of the Eighty-sixth General Assembly and enrolled for presentation to the governor, the department of management, in consultation with the legislative services agency, shall determine the amount of such line item appropriations, standing limited appropriations, and standing unlimited appropriations otherwise limited by law, including appropriations from federal and nonstate funds, made for the fiscal year beginning July 1, 2014, and ending June 30, 2015, by taking into consideration all interdepartmental and intradepartmental transfers made pursuant to section 8.39 and other provisions of law.

b. The department of management, in consultation with the legislative services agency, shall also identify the entities to which such appropriations were so made, or the entities' successors.

2. CONTINUING APPROPRIATIONS. There is appropriated from the appropriate state fund or account to the entities identified pursuant to subsection 1, for the period beginning July 1, 2015, and ending July 31, 2015, amounts, or so much thereof as is necessary, equal to one-twelfth of the amounts of all line item appropriations, standing limited appropriations, and standing unlimited appropriations otherwise limited by law, including federal and nonstate funds, made for the fiscal year beginning July 1, 2014, and ending June 30, 2015, as determined pursuant to subsection 1.

3. DUPLICATIVE STANDING APPROPRIATIONS TEMPORARILY SUPPLANTED. The amounts appropriated under subsection 2 shall supplant, for only the period beginning July 1, 2015, and ending July 31, 2015, any duplicative standing appropriation for the fiscal year beginning July 1, 2015, and ending June 30, 2016.

4. CARRYFORWARDS TEMPORARILY SUPPLANTED. The amounts appropriated under subsection 2 shall supplant, for only the period beginning July 1, 2015, and ending July 31, 2015, any appropriations carried forward from any previous fiscal year into the fiscal year beginning July 1, 2015, and ending June 30, 2016.

5. CONTINUING APPROPRIATIONS CONSIDERED ALLOTMENTS OF FULL-YEAR APPROPRIATION. Upon the governor's approval of any enrolled bill, as passed by both the senate and the house of representatives during the 2015 Regular Session of the Eighty-sixth General Assembly, containing the same line items or limited standing appropriations for the fiscal year

beginning July 1, 2015, and ending June 30, 2016, as made in the continuing appropriations under subsection 2, the amounts of the continuing appropriations shall be considered allotments of the line item appropriations or limited standing appropriations for the full fiscal year beginning July 1, 2015, and ending June 30, 2016.

6. CAPITAL PROJECTS EXCLUDED. This section of this Act does not apply to appropriations for capital projects.

Sec. 3. Section 163.15, subsection 1, Code 2015, is amended to read as follows:

1. If the secretary of agriculture determines that the outbreak of ~~an~~ the infectious or contagious disease tuberculosis among an animal population constitutes a threat to the general welfare or the public health of the inhabitants of this state, the secretary shall formulate a program of eradication which shall include the condemnation and destroying of the animals exposed to or afflicted with the disease tuberculosis. The program of eradication shall provide for the indemnification of owners of the livestock under this section, if there are no other sources of indemnification. The program shall not be effective until the program has been approved by the executive council.

Sec. 4. Section 163.15, subsection 2, unnumbered paragraph 1, Code 2015, is amended to read as follows:

If an animal afflicted with ~~an~~ the infectious or contagious disease tuberculosis is destroyed under a program of eradication as provided in this section, the owner shall be compensated according to one of the following methods:

Sec. 5. Section 163.15, subsection 2, paragraph b, unnumbered paragraph 1, Code 2015, is amended to read as follows:

A formula established by rule adopted by the department that is effective as determined by the department in accordance with chapter 17A and applicable upon approval of the program of eradication by the executive council. The formula shall be applicable to indemnify owners if the executive council, upon recommendation by the secretary of agriculture, determines that an animal population in this state is threatened with infection from an exceptionally contagious form of the disease tuberculosis.

Sec. 6. EFFECTIVE UPON ENACTMENT. This Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 7. RETROACTIVE APPLICABILITY — CONDITIONAL. This

Act, if approved by the governor on or after July 1, 2015,
applies retroactively to July 1, 2015.

PAM JOCHUM
President of the Senate

KRAIG PAULSEN
Speaker of the House

I hereby certify that this bill originated in the Senate and
is known as Senate File 513, Eighty-sixth General Assembly.

MICHAEL E. MARSHALL
Secretary of the Senate

Approved _____, 2015

TERRY E. BRANSTAD
Governor